









# THE COMMONWEALTH.

FRIDAY, DECEMBER 16, 1859.

## Send in Your Clubs.

The friends of the *Commonwealth* will be pleased to learn that the subscription list for the Daily was never before so large as it now is; the advertising patronage is also much increased as to trespass on our editorial columns. May we not ask our friends, personal, and political to exert themselves to give our paper a still greater circulation among the people. There is no county in the State in which at least a dozen subscribers could not be added to our list by a slight effort on the part of our friends, and though the sum collected from each would be trifling, the aggregate would be an immense advantage to us. It would at once place the paper on a paying basis, and enable the publishers to enlarge and improve it. Manifestly it is the advantage of those who have already subscribed for the *Commonwealth* to get others to follow their example. Increase our subscription list, gentlemen, and we will repay you by sending you a better paper. There is nothing like encouragement and patronage to promote enterprise and industry. If you wish work out of those you employ, you must feed them well.

It is hardly necessary to repeat that we widely differ from Hon. THOMAS CORWIN upon the subject of Congressional exclusion of slavery from the Territories, or that we deem his opinions upon that subject calculated to promote mischief if carried out. But if we are not greatly deceived in him, Mr. Corwin is no mere "one idea" man, and would readily forego the practical enforcement of the opinions of his party upon that subject in order to secure peace and harmony to the country. Apart from this question he is as sound a statesman as there is in the country, and after reading his good humored and moderate speech delivered in Congress the other day, we have a lingering suspicion that Mr. Corwin only accepts that dogma of the Republicans in order to gain an ascendancy among them and thus induce them to return to paths of reason and moderation. He dislikes slavery as all Northern men do, but his devotion to our common country and to the Constitution is greater than his repugnance to the peculiar institution, and he would cheerfully stifle any little qualms he has upon that question, if by so doing he could gain the consent of all parties to abandon useless and unprofitable agitation and turn their attention to subjects of practical interest and importance to the country. If all Republicans were like Mr. Corwin, the slavery question could be settled in a few days as far as Congress is, as it is already settled as far as the people of the Territories are concerned. Despite of his heresies on this Territorial question, there is a certain stanch, old fashioned patriotism about him which we like to see, and which we cannot help but think will finally direct him in the right way. But we are utterly opposed to any Southern Opposition Congressman voting for him for Speaker of the House, so long as he continues to favor the exclusion of slavery from the Territories by Congressional legislation. They made the fight against the heresies of both the Republicans and Democrats, and they must stand by their ground, unless those parties will adopt more rational courses than has heretofore been their custom.

**CHRISTMAS RECESS.**—On yesterday the House of Representatives resolved to adjourn on the 23d inst. until the 4th of January next—about eleven days in all. This will allow the members of the Legislature to visit the counties from which they were sent, and consult their constituents upon questions which have already arisen before them, but which will not be finally disposed of for some weeks, and to see their families and arrange their own private matters of business. It will also afford the Clerks, who almost necessarily fall behind, to catch up with the business of the two Houses. And, more than all, it will give the editor of the *Commonwealth* a short respite; he is therefore strongly in favor of the Senate adopting this resolution. The wish to see their wives and children is a natural one in our Legislators, who have not disordered their feelings as men in endeavoring to make laws for the State. Let the motion pass.

**EXHIBITION.**—On last Wednesday night, Mr. JACOBS, the Principal of the Deaf and Dumb Asylum at Danville, gave a pleasing exhibition of some of the pupils of that institution before the members of the Legislature and a large number of the citizens of Frankfort. They were examined in geography, arithmetic, history, and other studies, and their ready answers bore testimony to the skill and care of their teachers. At the conclusion of the exhibition an address to the Legislature, by one of the pupils, a remarkably intelligent young man from Lexington, appealing for aid in the institution which is the means of so much good to the unfortunate class of which he is one, was read to the audience by Mr. JACOBS. It will be hard, indeed, for the Legislature to refuse a liberal appropriation to such a class, thus eloquently advocated by one who is a brilliant illustration of the advancement of which the Deaf and Dumb are susceptible. The Institution needs the money asked for it, and no hesitation should be felt in voting it.

**GOV. McWILLIE**, of Mississippi, has recently communicated a special message to the Legislature of that State, recommending the payment of the Planters' Bank Bonds of that State. This debt originally amounted to \$2,000,000, and is now about \$1,000,000. The leading Democratic organs think the message and recommendation were "extraordinary and inappropriate." They oppose the payment, because the law under which the bonds were issued was unconstitutional and invalid. But the Supreme Court of that State has decided, in effect, the contrary, and already \$100,000 of the interest has been paid; yet the champions of repudiation in Mississippi still insist upon non-payment.

## Kentucky and the Union.

To the Editor of the *Frankfort Commonwealth*:  
The spirit of disunion is getting rampant in South Carolina, and a recommendation has gone forth from the Executive of that State to "arm and equip." Mississippi, Alabama and Georgia, sympathize. Virginia, smarting under a recent act of mad aggression, and lashed into a little temper by her Chief Magistrate, talks wildly. And even a proud Kentuckian, catching some thing of the common infection, from his seat in the National House of Representatives, has spoken of the present posture of affairs—as a condition of things in which, should it continue, the people of Kentucky will be "ready to go out of this Union."

In full view from the House in which that declaration was made, almost within hearing distance of the Speaker's voice, is now going up a marble column, in honor of him whose toil and wisdom contributed more than any other man's, to cement the several parts of the Union thus threatened. For its appropriate place in this gigantic column, "the people of Kentucky," by a unanimous vote of their Legislature, have supplied a block of the native marble of their State; and upon this block stand inscribed, in letters that it is hoped centuries will not obliterate, these noble words: "UNDER THE AUSPICES OF HEAVEN, AND THE PRECEPTS OF WASHINGTON, KENTUCKY WILL BE THE LAST TO GIVE UP THE UNION."

The two oracles stand opposed in declaration, as to the steadfast patriotism of this State. Without disparagement of the man, I prefer the marble, as being a truer exponent, or representative idea, of the sentiment of "the people of Kentucky," with reference to the value and permanence of the Union; and I trust I may be pardoned if, amid severer duties, I permit my fancy to glide into numbers, in expressing what I think and feel upon the subject under view.

Your friend, &c. G.  
FRANKFORT, Dec. 14, 1859.

**Kentucky.**  
1.  
By the grace of Highest Heaven,  
By the precepts of the good,  
By the blood our sires have given  
To cement this Brotherhood;  
(This Union brotherhood of nations—  
Sovereign each within its sphere,  
Yet to certain obligations  
Lending all a willing ear)—  
By the many requisitions  
Of this brotherhood we've made;  
By its broad and high conditions,  
To the whole wide world displayed;  
By the great, the good, the glorious,  
O'er our civil pages scored;  
By the flag, that floats victorious  
Wherever our sons are led;  
By the living—by the dead—  
If the stars of this brotherhood sever,  
And the rent our bond madly about,  
Kentucky will follow them never,  
But stand by her first faith forever,  
And refuse when at last to go.

Though the star-spangled banner be torn by the gale,  
And orb orb in its heaven grow pale,  
One star, which till now with the many has shone,  
Will illumine each fold of its glory alone!  
2.  
Come with party—come with faction  
Marching in its threatening host;  
Come complaining of infraction  
Of the laws we cherish most;  
Come a neighbor's customs scolding,  
Threatening them with evil oaths;  
Come with words of war or warlike,  
Couched in phrases high or low;  
Come to heat, or come to cool us,  
From the North, or from the South;  
Come with all the spirit's fullness  
Quivering round the flexible mouth;  
Come with prayer, or malediction—  
Come unknown, or of renown;  
Come with smile, or come with frown;  
Silly, Kentucky bids you, "dovn!"  
For, should this bright brotherhood sever,  
And its rent stars about madly about,  
Kentucky will follow them never,  
But blaze on the broad blue forever,  
And refuse when at last to go.

Though the star-spangled banner be torn by the gale,  
And orb orb in its heaven grow pale,  
One star, which till now with the many has shone,  
Shall illumine each fold of its glory and

W. D. G.

**Valuable Book—Stanton's Revised Statutes.**

This edition of the Revised Statutes will be of incalculable value to the legal profession, and to all others in Kentucky, who are concerned in the administration of public justice.

The Revised Statutes, as prepared by Messrs. Nicholas, Wickliffe and Turner, went into operation on the 1st of July, 1852. Since that time there have been three sessions of the Legislature, at each of which various modifications of its provisions were made. So radical and numerous have been the changes and amendments, that the legal profession find nearly as much difficulty in determining what the existing law is as they did previous to the adoption of the Revised Statutes. Stanton's edition of the Revised Statutes will relieve the profession of this difficulty. It contains not only the provisions of the Revised Statutes as originally published, but all the amendments of every kind which have been made thereto. It also contains abstracts arranged under the appropriate heads, of every published decision of the Court of Appeals (including those in last Metcalfe), in reference to those provisions of the Revised Statutes and the amendments thereto which have come up before that court for its construction.

This work possesses another admirable feature. It contains among other things the laws of a general nature, passed since the Revised Statutes went into operation, in reference to Banks, Civil Proceedings, Corporations, Express Companies, Fine Arts, Geological and Mineralogical Survey, Railroad Companies, Voluntary Associations, State Agricultural Society, Courts in Jefferson county, Asylum for the Blind, Congressional Districts, Fish, Liberia, Minors at School, &c.

Every lawyer, judge, justice of the peace, and others connected with the administration of justice ought to have the book. They can then see in one book all the statute laws of Kentucky of a general nature, with the construction thereof by the Court of Appeals of so many of them as have come before it. They can then avoid the necessity of buying and looking through the acts of several sessions of the Legislature. This book is published by Robert Clarke & Co., of Cincinnati, and may be had at the bookstore of S. C. Bull in this city. 2 vols. \$10.

Douglas Jerrold calls woman's arms "the serpents that wind about a man's neck, killing his resolutions."

## Decision of the Court of Appeals.

[Reported expressly for the *Commonwealth* by JOHN S. BROWN, Attorney at Law, Frankfort, Ky.]

**Mills vs. Brown.** From the Taylor Circuit Court.

The Court, per WOOD, Judge, held—That the attachments in these causes were properly issued, and the court did not err in sustaining them.

By sec. 221, Civil Code, in an action for the recovery of money, when the action is against a defendant or several defendants who, or some one of whom, has departed from this State with intent to defraud his creditors, or to conceal himself so that a summons cannot be served upon him, the plaintiff may have an attachment at, or after the commencement of the action, &c.

The act of the 10th March, 1856, only affects this section as to the ground of non-residence. Now the non-residence of one or more of several defendants to a civil action, is no cause of attachment against the separate property of any of the defendants resident in this State; but the other grounds in the section are unaffected by the act. The plaintiff's action being for the recovery of money, and having alleged the existence of both of the grounds above referred to, and contained in the section aforesaid—is, by the express terms of said action, entitled to an attachment against the property of all of the defendants.

The actions were *ex contractu*. The petitions alleged specific sums to be due to the plaintiff, which was not specifically controverted by the answers; and the appellants were actually summoned. It was not erroneous, therefore, without the intervention of a jury, and proof of the demands, to render judgments in personam for the sums named therein. (Harris vs. Roy, 15 B. Mon. 630; Francis vs. Francis, 18 B. Mon. 61.)

But there is a manifest error in the judgment for the sale of land. It was adjudged that the land should be sold subject to a lien of J. Martin—who was no party to the action—for his purchase money, he being the vendor of Mills & Colwell. His lien, if he had one, had not been asserted, nor had the amount for which he held it been ascertained. A sale of property, subject to an uncertain and unliquidated incumbrance of this character, tends to the sacrifice of the property and to the injury of those interested therein. A commissioner would not know what he was selling, nor the purchaser the extent and value of the interest he was purchasing. Such decrees of sale have often been held by this court to be erroneous. The error is not cured by the order to the clerk contained in the judgment, to copy the deed from Martin and wife to Mills & Colwell. The deed does not show conclusively that there was still a subsisting lien in favor of Martin; and, still less did it ascertain the value of that lien if there was one.

This is a valid objection to the confirmation of the sheriff's sale. Before a sale was made, the fact of a lien in favor of Martin and its value, if there was one, should have been definitely ascertained by a judgment of the court; and this might have been done by the original judgment for the sale, or by proper supplemental proceedings.

It is not necessary to reverse the order of sale, even were it properly reversible upon this appeal. But the order confirming the report and sale of the commissioner is reversed, and the cause remanded to the Circuit Court, with directions to cause the supposed lien holder, Martin, to be brought before the court, and by appropriate supplemental proceedings, determine whether he holds a lien on the property; and, if he does hold such lien, ascertain the sum secured thereby, and for further proceedings in conformity with the principles of this opinion.

## The Present Legislature.

I have seen statements in several newspapers to the effect that the present Democratic Legislature is more industrious, and that it dispatches business more rapidly, than former Legislatures of different politics. Now, sir, I do not believe there is a word of truth in this assertion. I would not detract one iota from any credit due to this Legislature for industry; but having been long a resident of Frankfort, and a very constant reader of the reports of proceedings of the Legislature, I think I can safely affirm that there have been full as many bills, resolutions, &c., finally disposed of by several other Legislatures in Kentucky, as by the present. It is true that a large amount of business is in progress of preparation by the committees of each House, but not many matters have yet been disposed of, so far as the reports of proceedings published in your paper and the *Yeoman* show. Many other Legislatures, which have met in our Capitol, have been fully as industrious, and have finally disposed of as much business in the same time as the present body.

I believe, however, this will be a working session, though not more so than several others; but whether the nets passed will redound to the good of the country is yet to be seen. I hope they may.

Yours truly,  
SPECTATOR.

**The use of Dr. Hostetter's Stomach Bitters for Dyspepsia, Flatulence, Heaviness of the Stomach, or any other like affection, is second to none in America or abroad. To be able to state confidently that the "Bitters" are a certain cure for dyspepsia and like diseases, is to the proprietors a source of unalloyed pleasure. It removes all morbid matter from the stomach, purifies the blood, imparts renewed vitality to the nervous system, giving it that tone and energy so indispensable for the restoration of health. The numerous acknowledgments of its superior excellence and beneficial results, have assured the proprietors that it cannot but prove a great cure to the afflicted, and impart vitality to the thorough system. See advertisement in another column.**

There will be a meeting of the Red Cross Lodge of the Sons of Malta, to-night, at their room, on Main street, over Keenon & Crutcher's Book store. Visiting members are invited to attend.

**ACCIDENT.**—The morning train from Louisville did not reach Frankfort on yesterday until nearly 2 o'clock in the afternoon. The delay was caused by the breaking of an axle on the tender.

We seldom regret having been too mild, too cautious, or too humble; but we often regret having been too violent, too precipitate, or too proud.

## LEGISLATIVE DIRECTORY.

This Directory will be published frequently during the session, and Senators and Representatives will be obliged to us by giving notice of any change of location:

**SENATORS.**  
T. P. Porter, (Sp'kr.), Capital Hotel, No. 15.  
T. T. Alexander, Mrs. Major's.  
Wm. T. Anthony, Landoff W. Andrews.  
James R. Barrick, James R. Barrick.  
Samuel H. Bates, John B. Bremer.  
Charles Chambers, Beij. P. Cissell.  
A. D. Gosby, William S. Darnaby.  
Alex. L. Davidson, Samuel E. DeHaven.  
George Deiny, John F. Fisk.  
J. E. Gibson, William C. Gillis.  
Robert E. Glenn, Robert E. Glenn.  
Thos. S. Grundy, Thos. S. Grundy.  
Samuel Haveratt, John L. Irvan.  
Samuel H. Jenkins, John M. Johnson.  
John G. Lyons, Thos. F. Marshall.  
H. M. McBrayer, James McKee.  
Chas. D. Pennebaker, John A. Prull.  
William B. Reed, Albert G. Rhea.  
Henry M. Rust, Harrison Taylor.  
Cyrenus Wait, Cyrenus Wait.  
A. C. Walker, Chas. J. Walton.  
Walter C. Whitaker, Walter C. Whitaker.  
B. Selby, Clerk, Mansion House, No. 17.  
J. H. Johnson, Assistant Clerk, Capital Hotel, No. 71.  
M. B. Chinn, Sergeant at Arms, at home.  
Thos. Pearce, Doorkeeper, R. R. Revill's.

**REPRESENTATIVES.**  
D. Meriwether, (Sp'kr.), No. 7, Meriwether's.  
C. S. Abell, No. 81, Capital Hotel.  
Wm. B. Aeree, Dr. Vallandigham's.  
R. M. Alexander, Mrs. Page's.  
Vene P. Armstrong, No. 31, Mansion House.  
Henry Bohannon, Mrs. Herndon's.  
Wm. Brown, Dr. Vallandigham's.  
Richard A. Buckner, No. 57, Capital Hotel.  
Oscar I. Burbridge, No. 74, Capital Hotel.  
Joshua Burdett, No. 79, Capital Hotel.  
Harrison G. Burns, No. 1, Mansion House.  
Curtis F. Burnam, No. 76, Capital Hotel.  
Robert A. Burton, Jr., R. R. Bolling's.  
John G. Carlisle, Mrs. Conery's.  
A. B. Chambers, R. R. Revill's.  
Thomas H. Clay, No. 78, Capital Hotel.  
Wm. W. Cleary, No. 71, Capital Hotel.  
Francis L. Cleveland, No. 20, Capital Hotel.  
Shelby Coffey, Jr., Wm. H. Gray's.  
Virgil Coleman, R. R. Bolling's.  
John W. Cook, R. R. Bolling's.  
Milton J. Cook, G. W. Lewis's.  
Joseph Croxson, No. 8, Meriwether's.  
Wm. Day, Dr. Vallandigham's.  
Henry B. Dobyns, No. 33, Mansion House.  
John Donan, No. 85, Capital Hotel.  
Daniel E. Downing, Wm. H. Gray's.  
Alexander Dunlap, R. R. Revill's.  
John Ellis, Mrs. Conery's.  
Robert English, No. 30, Mansion House.  
George W. Erving, Dr. Rodman's.  
Eugene A. Faulconer, R. R. Bolling's.  
John A. Finn, No. 11, Meriwether's.  
William Fisher, No. 65, Capital Hotel.  
Mellowell Foster, Wm. H. Gray's.  
Constance L. Gault, No. 66, Capital Hotel.  
J. Wilson Foster, Mrs. Major's.  
Nat. Gaither, Jr., Wm. H. Gray's.  
R. R. Revill's.  
David C. Gmaway, Mrs. Herndon's.  
Samuel L. Geiger, No. 7, Meriwether's.  
Alajah Gilbert, Mrs. Montgomery's.  
Thomas L. Goheen, R. R. Bolling's.  
A. F. Goodie, No. 33, Capital Hotel.  
A. F. Goodie, No. 8, Meriwether's.  
Lalaya-tie Green, No. 105, Capital Hotel.  
John Griffin, A. J. James's.  
John H. Gudgell, Mrs. Conery's.  
John O. Harrison, Mrs. Conery's.  
John Haynes, Mrs. Conery's.  
Joseph Hill, Mrs. Conery's.  
Ben. M. Hitt, Mrs. Conery's.  
Pleasant Hodge, Wm. H. Gray's.  
George B. Hodge, No. 13, Capital Hotel.  
L. D. Husband, J. H. Garrard's.  
William C. Ireland, No. 90, Capital Hotel.  
Richard T. Jacob, No. 84, Capital Hotel.  
Sylvester Johnson, No. 31, Capital Hotel.  
William Johnson, No. 26, Capital Hotel.  
Gabriel A. Lackey, No. 29, Capital Hotel.  
William L. Lammom, Mrs. Major's.  
James G. Leach, No. 88, Capital Hotel.  
Young A. Lima, R. R. Bolling's.  
L. S. Luttrell, No. 6, Capital Hotel.  
James B. Lyne, No. 73, Capital Hotel.  
James Mann, Mrs. Conery's.  
Edward Masey, No. 9, Meriwether's.  
Hiram McElroy, No. 60, Mansion House.  
John McFarland, Mrs. Page's.  
Joseph H. D. McKee, No. 72, Capital Hotel.  
W. L. Neale, No. 62, Capital Hotel.  
Fiddling Neil, Mrs. Major's.  
John T. Ratcliff, No. 40, Capital Hotel.  
Nicholas A. Rapier, Dr. Vallandigham's.  
John M. Rice, Mrs. Conery's.  
W. C. Richardson, Mrs. Conery's.  
Fountain Riddell, Mrs. Major's.  
John W. Ritter, No. 10, Mansion House.  
Sinclair Roberts, Mrs. Major's.  
John Rodman, At home, S. Frankfort.  
Samuel Salvers, No. 1, Mansion House.  
Ben. J. Shaver, J. R. Watson's.  
Joseph Shawhan, No. 16, Mansion House.  
U. C. Sherill, R. Gillispie's.  
Nelson Sled, Mrs. Conery's.  
Ismael H. Smith, Wm. H. Gray's.  
H. H. Smith, J. R. Watson's.  
Alex. H. Sneed, Jr., No. 29, Capital Hotel.  
A. B. Sneed, Mrs. Conery's.  
Gedraie Terry, Dr. Rodman's.  
Joshua Tevis, No. 33, Capital Hotel.  
George M. Thomas, No. 21, Capital Hotel.  
Harrison Thompson, Mrs. Herndon's.  
H. S. Tye, No. 60, Mansion House.  
Daniel P. White, No. 58, Capital Hotel.  
John W. White, No. 81, Capital Hotel.  
Nathaniel Wolfe, No. 77, Capital Hotel.  
John Word, Mrs. Herndon's.  
Clinton McClarty, Clerk, J. W. Batchelor's.  
S. R. Ford, Assistant Clerk, Mrs. Major's.  
W. N. Robb, Sergeant at Arms, Jas. Shannon's.  
Anderson Gray, Doorkeeper, Mrs. Conery's.

**REMOVAL.**  
R. RUNYAN  
Has removed his store two doors above his old stand. He is selling his Goods, we are informed, at the lowest possible rate for cash down. Give him a call. We repeat what we said before, Runyan is all right.  
Frankfort, Nov. 14, 1859.

**GIVE ME A CALL!**

**JOHN T. ROBERTS, Agent,**  
St. Clair Street, Frankfort, Ky.,  
DEALER IN

Fine Groceries, Confectionaries, Fruits, Toys, Bottled Liquors, Tobacco, Segars, &c., &c.

**FRESH BREAD EVERY MORNING.**

**FRESH BALTIMORE OYSTERS**  
Received daily during the season

MY STOCK is full and complete. I hope to receive a liberal patronage from my friends and the public.  
Frankfort, Oct. 19, 1859—U.

**MILLINERY AND FANCY GOODS!!**

**MRS. F. T. LYONS & CO.,**  
Saint Clair Street, Frankfort, Ky.,  
Have just received and opened a full and large assortment of Fashionable Fall and Winter Millinery Goods.

The new stock embraces Cloaks, Points, Bonnets, Ribbons, Head-dresses, Caps, &c., &c., all of the latest styles and fashions.  
Don't send to Louisville or Lexington when you can get what you want equally as elegant and far cheaper at home. Call and see. Mrs. F. T. LYONS & CO.

Also Agents for WHEELER & WILSON'S Unrivalled Sewing Machines.  
Oct. 14, 1859.

**H. WHITTINGHAM,**  
NEWSPAPER & PERIODICAL AGENT,  
FRANKFORT, KENTUCKY.

Considers to furnish American and Foreign Weeklies, Monthlies, and Quarterlies, on the best terms. Advance sheets received from twenty-four Publishers. Back numbers supplied to complete sets.  
November 24, 1859.

**Metcalfe's "Kentucky Reports" Vol. 1.**  
Just ready and for sale by KEENON & CRUTCHER, Bookellers, Frankfort, Ky. Price \$5.

Persons at a distance, including the price, will have the work forwarded to them by mail, postage paid.  
August 22, 1859—U.

**New Style of Hats.**

Philadelphia Fall style of Gentlemen's SILK HATS, just opened. Get the best.  
S. C. BULL'S Book and Shoe Store.  
September 2, 1859.

**Louisville and Frankfort Lexington and Frankfort Railroad.**

On and after Monday, December 19, 1859, trains will leave Frankfort as follows:  
Train going East at 9:30 A. M., and 5:55 P. M.  
Train going West at 7:50 A. M., and 3:35 P. M.  
For further information please call at the Station Agents Office, Frankfort, Ky.  
SAMUEL GILL, Superintendent.  
Dec. 10, 1859—U.

**MARYLAND COAL TRADE.**—For the week ending Saturday, November 26, 5,243 tons of coal were shipped over the Cumberland and Pennsylvania Railroad, and 6,426.03 over the road of the George's Creek Coal and Iron Company. Making a total for the week from the entire region of 11,669.03 tons. Total shipments for the year, from the entire region, 472,638.07 tons. 94 boats cleared the port during the week ending Wednesday, the 20th ult., carrying 10,304 tons of coal.

## COURT OF APPEALS.

THURSDAY, December 15, 1859.  
CASES DECIDED.

Field v Simmons & Megill, Davies; reversed.  
Millett v Megill, Davies; affirmed.  
Lushbrook v Lushbrook's heirs, Davies; reversed.  
Long & Bro. v Cook & Sou, Davies; dismissed.  
Willite v Cook, Davies; dismissed.

**ORDERS.**

John Mason Brown, Esqr., of Frankfort, admitted Attorney in this Court.  
Benton v Foster, Clarke; additional record filed.  
Watts v Watts, Clarke; motion to exclude petition of John Watts' heirs from the record.  
Adams v Clinkson's ex'r, Washington; plea of limitation and agreement filed.  
Worthington v Barnard, McLean; death of appellee suggested and continued.  
Towns v Worthington, McLean; cross appeal argued.

Vaniver v Griffith's ex'r, McLean; Towns v Worthington, McLean; White v Williams & Barrett, McLean; Higge v Boyd's ex'r, McLean; Gilbert v Miller, McLean; Pebl v Commonwealth, Fayette—were argued.  
Watts v Watts, Clarke; argument concluded by Buckner for appellee and Chas. Hanson for appellant.

The Washington Correspondent of the Cincinnati Gazette says:

It is reported and believed that Douglas asked an interview with Buchanan for the purpose of a reconciliation. The result is not definitely known, some asserting that Buchanan indignantly repulsed him, and others stating a reconciliation was effected, and that Logan's speech was the result of it. In either case, how are the mighty fallen!

We see it stated that Elder ALEXANDER CAMPBELL's mission to Missouri was eminently satisfactory. He collected contributions in cash to the amount of \$2,000, and was promised \$6,272 more. It will be devoted to rebuilding the burned portion of Bethany College, Virginia.

## SPECIAL NOTICES.

**I. O. O. F.**

Phoenix Lodge, No. 28, I. O. O. F., meets at their Hall, on St. Clair Street, over Page, Guines & Page's Grocery Store, in the Third story, every Tuesday Evening, at 7 o'clock. Transient members in good standing are fraternally invited to attend. Entrance to the Hall, one door below Page, Guines & Page's Grocery Store. By order of the Lodge.  
Dec. 2, 1859—U. JOHN W. PRUETT, Sec'y.

## MASONIC NOTICE.

Hiram Lodge, No. 4, meets on the Second and Fourth Monday Evenings in each month, at 7 o'clock, P. M., in their lodge room in the Third story over Page, Guines & Page's Grocery Store, adjoining the Commonwealth Office, on Saint Clair Street. Members of the Legislature who are Masons, and other visiting Brethren, are cordially invited to attend the meetings. By order of the Lodge.  
Dec. 2, 1859—U. G. W. LEWIS, Secretary.

## LUMBER YARD.

We have again established a Lumber Yard in Frankfort, on the lot at the intersection of Washington and Main Streets, where will be kept, at all times, a full assortment of Peppal, Oak, Ash and Walnut Lumber, which will be sold upon reasonable terms for Cash.  
Dec. 2, 1859. J. S. & L. E. HARVEY.

## Private Boarding.

Two or Three Members of the Legislature can be accommodated with rooms and boarding by application to

G. W. LEWIS,  
At Commonwealth Office.

Frankfort, Nov. 28, 1859.

JOHN W. PRUETT is authorized to collect all claims due in the County of Franklin and City of Frankfort. I have also placed in Mr. Pruett's hands many notes due me by persons living in and out of the State of Kentucky.  
A. G. HODGES.

## REMOVAL.

R. RUNYAN  
Has removed his store two doors above his old stand. He is selling his Goods, we are informed, at the lowest possible rate for cash down. Give him a call. We repeat what we said before, Runyan is all right.  
Frankfort, Nov. 14, 1859.

**GIVE ME A CALL!**

**JOHN T. ROBERTS, Agent,**  
St. Clair Street, Frankfort, Ky.,  
DEALER IN

Fine Groceries, Confectionaries, Fruits, Toys, Bottled Liquors, Tobacco, Segars, &c., &c.

**FRESH BREAD EVERY MORNING.**

**FRESH BALTIMORE OYSTERS**  
Received daily during the season

MY STOCK is full and complete. I hope to receive a liberal patronage from my friends and the public.  
Frankfort, Oct. 19, 1859—U.

**MILLINERY AND FANCY GOODS!!**

**MRS. F. T. LYONS & CO.,**  
Saint Clair Street, Frankfort, Ky.,  
Have just received and opened a full and large assortment of Fashionable Fall and Winter Millinery Goods.

The new stock embraces Cloaks, Points, Bonnets, Ribbons, Head-dresses, Caps, &c., &c., all of the latest styles and fashions.  
Don't send to Louisville or Lexington when you can get what you want equally as elegant and far cheaper at home. Call and see. Mrs. F. T. LYONS & CO.

Also Agents for WHEELER & WILSON'S Unrivalled Sewing Machines.  
Oct. 14, 1859.

**H. WHITTINGHAM,**  
NEWSPAPER & PERIODICAL AGENT,  
FRANKFORT, KENTUCKY.

Considers to furnish American and Foreign Weeklies, Monthlies, and Quarterlies, on the best terms. Advance sheets received from twenty-four Publishers. Back numbers supplied to complete sets.  
November 24, 1859.

**Metcalfe's "Kentucky Reports" Vol. 1.**  
Just ready and for sale by KEENON & CRUTCHER, Bookellers, Frankfort, Ky. Price \$5.

Persons at a distance, including the price, will have the work forwarded to them by mail, postage paid.  
August 22, 1859—U.

**New Style of Hats.**

Philadelphia Fall style of Gentlemen's SILK HATS, just opened. Get the best.  
S. C. BULL'S Book and Shoe Store.  
September 2, 1859.

**Louisville and Frankfort Lexington and Frankfort Railroad.**

On and after Monday, December 19, 1859, trains will leave Frankfort as follows:  
Train going East at 9:30 A. M., and 5:55 P. M.  
Train going West at 7:50 A. M., and 3:35 P. M.  
For further information please call at the Station Agents Office, Frankfort, Ky.  
SAMUEL GILL, Superintendent.  
Dec. 10, 1859—U.

## GRAY & TODD,

DEALERS IN  
**FINE GROCERIES,**  
**PURE OLD WHISKY,**  
**BRANDY, WINE, &c., &c.,**  
Cigars, Tobacco, Preserves,  
**FRUITS, PICKLES, TOYS, CONFECTIONERIES,**  
&c., &c.,  
MAIN STREET, FRANKFORT, KY.  
November 28, 1859.

**"Wines, Cordials, &c."**

10 BASKETS Champagne Wines:  
20 Boxes Claret Wine;<



# AYER'S Ague Cure,

FOR THE SPEEDY CURE OF  
Intermittent Fever, or Fever and Ague,  
Remittent Fever, Chills, Fever, and  
Ague, Periodical Headache, or Bilious  
Headache, and Bilious Fevers, induced  
for the whole class of diseases originating  
in bilious derangement, caused  
by the Malaria of miasmatic countries.

No one remedy is louder called for by the  
necessities of the American people than a sure  
and safe cure for Fever and Ague. Such  
we are now enabled to offer, with a perfect  
certainty that it will eradicate the disease,  
and with assurance, founded on proof, that  
no harm can arise from its use in any quantity.

That which protects from or prevents this  
disorder must be of immense service in the  
communities where it prevails. Prevention is  
better than cure, for the patient escapes the  
risk which he must run in violent attacks of  
this baleful distemper. This "Cure" expels  
the miasmatic poison of FEVER and AGUE  
from the system and prevents the develop-  
ment of the disease, if taken on the first ap-  
proach of its premonitory symptoms. It is  
not only the best remedy ever yet discovered  
for this class of complaints, but also the  
cheapest. The large quantity we supply for  
a dollar brings it within the reach of every  
body; and in bilious districts, where FEVER  
and AGUE prevail, every body should have it  
and use it freely both for cure and protection.  
It is hoped this price will place it within the  
reach of all—the poor as well as the rich. A  
great superiority of this remedy over any  
other ever discovered for the speedy and cer-  
tain cure of Intermittents is, that it contains  
no Quinine or other mineral, consequently it  
produces no quinine or other mineral effects,  
whatever upon the constitution. Those cured  
by it are left as healthy as if they had never  
had the disease.

## Ayer's Cathartic Pills,

FOR ALL THE PURPOSES OF A FAMILY PHYSIC,  
as we composed that disease within the range of  
their action can rarely withstand or evade them.  
Their penetrating properties search, and cleanse,  
and invigorate every portion of the human or-  
ganism, correcting its disordered action, and restoring  
its healthy vitality. As a consequence of these  
properties, the invalid who is bowed down with  
pain or physical debility is astonished to find his  
health or energy restored by a remedy at once so  
simple and invigorating.

Not only do they cure the every-day complaints  
of every body, but also many formidable and  
dangerous diseases. The agent below named is  
pleased to furnish gratis his American Almanac,  
containing complete lists of their cures and directions  
for their use in the following complaints: Consti-  
pation, Heartburn, Headache arising from disordered  
Stomach, Nausea, Indigestion, Pain in and Morbid  
fracture of the Bowels, Flatulence, Loss of Ap-  
petite, Jaundice, and other kindred complaints,  
arising from a low state of the body or obstruction  
of its functions. They are an excellent alternative  
for the renovation of the blood and the restora-  
tion of tone and strength to the system debilitated  
by disease.

## Ayer's Cherry Pectoral,

FOR THE RAPID CURE OF  
Coughs, Colds, Influenza, Hoarseness,  
Croup, Bronchitis, Incipient Consumption,  
and for the relief of Consumptive  
Patients in advanced stages of the  
disease.

So wide is the field of its usefulness, and so nu-  
merous are the cases of its cures, that almost  
every section of our country is acquainted with its  
publicly known, who have been restored from alarming  
and even desperate diseases of the lungs by its  
use. When once tried, its superiority over every  
other medicine of its kind is too apparent to escape  
observation, and where it is known, it is known to  
public no longer hesitate what antidote to employ  
for the distressing and dangerous affections of the  
pulmonary organs that are incident to our climate.  
While many inferior remedies trust upon the  
community have failed and been discarded, this  
has gained friends by every trial, conferred benefits  
on the afflicted they can never forget, and pro-  
duced cures too numerous and too remarkable to  
be forgotten.

PREPARED BY  
**DR. J. C. AYER & CO.**

LOWELL, MASS.  
For sale by J. M. MILLS and W. H. AVERILL,  
Frankfort, and by all Druggists.

SUISE, ECKSTEIN & CO., Cincinnati,  
March 25, 1859.

## COMMISSIONER'S NOTICE.

HENRY MOSS, Administrator of Herman Bowman,  
deceased, and John L. Barclay and Herman Bowman,  
Attorneys in fact, for said decedent, do hereby  
give notice that I will attend in my office in the town  
of Versailles, Kentucky, on the 10th day of January,  
1860, to audit and settle the accounts of said Administrator  
and Attorneys in fact, agreeable to a judgment of  
the Woodford Circuit Court at the October Term 1859 of  
said Court. The settlement to be continued from day  
to day until completed.

GEORGE COTTON, M. C. W. C. C.  
November 15, 1859-w3.

## STRAY NOTICE.

TAKE notice as a stray in Franklin County, Ky., on the  
23 day of November, 1859, by S. C. Clark, near Hick-  
mill, on a white horse, one red eye, about 12 years  
old, marked with swallow fork in the left ear, and a  
drop on the right ear. Appraised by the undersigned at  
\$10.00 on under my hand as a Justice of the Peace  
for said county.

F. CHINN, J. P.  
November 27, 1859-w4.

## WOODFORD FARM FOR SALE.

WILL sell to the highest bidder, at the Court House  
door, in the city of Frankfort, on the  
19th day of December,  
the following Court Court, the farm on which the late  
William Parker, deceased, resided, containing from  
One Hundred and Eighty to Two Hundred Acres.  
Said land lies on Green's Creek, about 12 miles from  
Frankfort. One said farm is a quantity of fine timber.  
Any person wishing to purchase said farm would do  
well to call and examine the same before the day of sale.

TERMS OF SALE—One half Cash; the balance in  
two equal payments of one and two years, without inter-  
est. Approved security, or a lien on the property will  
be required to secure the two last payments.

Sale to take place at 12 o'clock.  
Nov. 11, 1859-w4.

## A Small Farm for Sale.

WISH to sell my farm on the bank of the  
1st Lawrenceburg Turnpike, containing between 20  
and 30 acres of Kentucky river bottom land of the best  
quality. There is on the place a NEW FRAME DWEL-  
LING, 12x18, containing four rooms and a bath, also  
three or four hundred Young Trees of choice fruit.  
It is a good situation for a market garden. For terms,  
call, apply to J. Swigart, Esq., Frankfort, Ky.  
Aug. 22, 1859-w4.

## NEGRO LIFE INSURANCE.

I AM prepared to insure the Lives of Negroes on a  
favorable basis. J. H. WINGATE.  
January 21, 1859.

# NOW READY. REVISED STATUTES OF KENTUCKY.

NEW EDITION.  
BY HON. R. H. STANTON.

This valuable work, prepared with great accu-  
racy and labor, by the Hon. R. H. STANTON, of May-  
ville, Ky., contains the Revised Statutes of Kentucky  
as originally adopted in 1851-1852, with all the amend-  
ments thereto, and general laws of the State, enacted  
since and up to the present time; thus embodying the  
whole Statutory System now in force in the State. In  
addition to the very great convenience of having all  
the Statutory law condensed into a single work, we  
arranged, the text of these volumes is illustrated and  
enriched by full and complete notes of the decisions of  
the Court of Appeals of Kentucky, setting the con-  
struction of such provisions as may be uncertain, and  
of doubtful or uncertain meaning. Those en-  
gaged in the administration of the law in Kentucky  
will be saved much labor of research by thus having  
in a small compass and condensed form, the whole  
practical working of the Statutory System of the State.  
In truth, the work will be found of great value to all  
classes of persons.

The work is comprised in TWO ROYAL OCTAVO  
VOLUMES, printed with new, clear type, upon the  
very best paper, and bound in superior law binding.

**PRICE TEN DOLLARS.**

ROBERT CLARKE & CO.,  
Nov. 18, 1859-Gm. Publishers, Cincinnati, O.

EDGAR MEYER JOHN W. CAUTCHER.

## KEENON & CRUTCHER,

SUCCESSORS TO  
Morris & Hampton and H. Evans & Co.,

FRANKFORT, KENTUCKY.

DEALERS IN EVERY DESCRIPTION OF

Boots,  
Shoes,  
Hats,  
Caps, and  
Straw Goods.

—ALSO—  
MISCELLANEOUS AND SCHOOL BOOKS,  
Pen and Pocket Knives,  
Razors and Scissors,  
Port Monies,  
Hair and Cloth Brushes,  
Perfumery, &c., &c.

The public is respectfully requested to call and ex-  
amine our stock of Goods.  
J. P. A. Liberal discount made to teachers.  
November 9, 1859.

## FRANKFORT AGENCY

OF THE  
New York Life Insurance Company

A meeting of the Local Directors of the New York  
Life Insurance Company, held at the city of Frank-  
fort, Ky., December 4th, 1859, the following was uni-  
mously adopted:  
The undersigned, President and Directors of the  
Company, have examined the report and exhibit of the  
New York Life Insurance Company for the half year  
ending July 1st, 1859, and being satisfied with its per-  
formance, condition, and management, to the en-  
couragement and support of the community.  
The New York Life Insurance Company has been in  
existence fourteen years, its capital has attained the  
sum of \$1,500,000, invested in state stocks, bonds  
and mortgages on real estate.  
We think it a most safe and profitable mode of in-  
vesting money. The profits ensure to the benefit of the  
insured, and have averaged not less than 30 per cent  
per annum on the premium paid.  
It will be seen by the above statement that the New  
York Life Insurance Company is a most reliable and  
secure institution. Those desirous of information in  
regard to the subject of Life Insurance would do  
well to call on the Local Agent of the above  
Company, who will give them any information that  
may be desired, or for reference apply to either mem-  
ber of the Local Board, all of whom are insured in  
this office.

C. S. MOREHEAD, President.  
J. M. TAYLOR,  
THOS. S. PAGE,  
CHAS. G. PHTHIAN, Directors.  
R. W. SCOTT,  
H. I. TODD.

## CLAIMS PAID AT THIS AGENCY.

John Lane, \$5,000  
Thomas F. Thornton, \$5,000  
John H. Dayless, \$5,000  
William G. Craig, \$5,000  
John T. Hurdon, \$5,000  
John T. Pendleton, \$5,000

MEDICAL EXAMINER, W. C. SNEED, M. D.  
July 1, 1859-w4.

## John Bull's Compound Pectoral

OF  
WILD CHERRY.

THE seal of public approbation has been so uni-  
formly fixed upon this Medicine that the proprietor  
feels it to be his duty to call the attention of all those  
persons who are suffering from, or who are threat-  
ened with, affections of the Lungs or Throat. Its basis  
is the active principle of the Wild Cherry Bark, but it  
is not alone, in proper proportions, either of the most  
efficient pericardial or laxative agents. Its com-  
pound parts and proportions are well known to physi-  
cians everywhere, as the proprietor makes no secret of  
them. He has made the universal application of this  
remedy, who, as a general thing, prefer using this  
preparation to any prescription which they can have  
prescribed by a druggist.  
It can be procured from drug-stores and country stores  
everywhere.

For sale by JOHN BULL'S Principal Office, Louisville, Ky.

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# HEALTH RESTORED!



## DR. MOTT'S Chalybeate Pills.

An aperient and stomachic preparation of  
IRON purified by Oxygen and Carbon by com-  
bustion in Hydrogen of high medical author-  
ity and extraordinary efficacy in each of the  
following complaints, viz:  
DEBILITY, NERVOUS AFFECTIONS, EMA-  
CATION, DYSPESIA, DIARRHEA, CONSTI-  
PATION, SCORPULA, SALT RHEUM, SOURRY  
JAUNDICE, LIVER COMPLAINTS, RHEUM-  
ATISM, MERCURIAL CONSEQUENCES, INTER-  
MITTENT FEVERS, NEURALGIA, CHRONIC  
HEADACHES, FEMALE WEAKNESS, MIS-  
MENSTRUATION, WHITES, CHLOROSIS,  
PIMPLES OF THE FACE, ROUGHNESS OF  
THE SKIN, &c.

The IRON being absorbed by the blood, and  
thus circulating through the whole system, so  
that of the body can escape their truly woful  
influence.

The experience of thousands daily proves that  
no preparation of Iron can for a moment be  
compared with it. Impurities of the blood, dis-  
pression of vital energy, pale and otherwise  
sickly complexions indicate its necessity in al-  
most every conceivable case. In all cases of  
female debility (Dysmenstruation, chlorosis, &c.), its  
effects are deliriously renovating. No remedy  
has ever been discovered in the whole history  
of medicine, which exerts such prompt, happy,  
and fully restorative effects. Good appetite, com-  
plete digestion, rapid acquisition of strength,  
with an unusual disposition for active and  
cheerful exercise, immediately follow its use.

As a grand stomachic and general restorative,  
it has no superior and no substitute.

Put up in neat tin boxes containing  
30 pills, price 50 cents per box; six boxes,  
\$3.00; one dozen boxes, \$6.00. For sale by  
Druggists generally. WILL send free to  
any address on receipt of the price. All let-  
ters, orders, &c., should be addressed to

**R. B. LOCKE & CO.,**  
General Agents,  
239 1/2 N. 3rd St.,  
New York, 1859-w4.

N.B.—The above is a fine-framed tin of the  
label on each box.  
November 7, 1859-w4.

## STOVES & TIN WARE.

Having just received from the manufacturing house  
in Cincinnati the largest and most complete stock of  
Fall and Winter Clothing, Hats and Caps, Trunks  
and Carpet bags,  
AND GENTS' FURNISHING GOODS,  
ever offered in Frankfort. They are all made expressly  
for this market, and we guarantee to sell as cheap as  
can be bought in Louisville or Cincinnati. Every body  
is invited to call and examine the goods, and if they  
wish to purchase we feel assured we can suit them both  
in price and quality.

Children's clothing for themselves, their  
sisters and their negroes would do well to give us a call  
before purchasing elsewhere, as we guarantee in all  
good goods and as cheap as can be bought anywhere.  
N. B. LOCKE & CO.,  
Corner Second and St. Clair Sts., Frankfort, Ky.  
Sept. 14, 1859-w4-w5.

## THE KENTUCKY MILITARY INSTITUTE,

DIRECTED by a Board of  
Victims appointed by the  
State, under the superin-  
tendence of Col. R. W.  
HARRIS, a distinguished  
graduate of West Point, and  
a practical Engineer, aided  
by an able faculty.

The course of study is  
taught in the best Colleges,  
but more extended in Math-  
ematics, Mechanics, Chem-  
istry, Construction, Agri-  
cultural Chemistry and Mining Geology; also in English  
Literature, Historical Readings, and Modern Lan-  
guages.

Schools of Architecture, Engineering, Commerce,  
Medicine, and Law, admit of selecting studies to suit  
the talents, and objects of professional preparation,  
both before and after graduation.

The twenty-fifth annual session opens Septem-  
ber 12, 1859, charges, \$100 per half-yearly session, pay-  
able in advance.

Address the Superintendent, at "Military Institute,"  
Franklin Springs, Ky., for the undersigned.

July 22, 1859-w4. President in the Board.

## COACH FACTORY.

HEMING & QUIN,  
KEEP constantly on hand a fine assortment of Car-  
riages—any kind of Carriage made to order and of  
the best material. We have purchased the sole right  
of  
Everett's Patent Coupling,  
for the counties of Franklin, Anderson, Lincoln and  
Garrard.  
N. B. We would call the attention of purchasers to  
our Spring assortment of Carriages.  
This new article is made by us warranted for one year.  
April 22, 1859-w4.

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